

St. Louis City Ordinance 63687

FLOOR SUBSTITUTE

BOARD BILL NO. [95] 304

INTRODUCED BY PRESIDENT Francis G. Slay

An ordinance pertaining to, contracts, leases, and other agreements to which the City of St. Louis is a party; prohibiting the assignment or other transfer of any interest or obligation contained in any , contract, lease, or other agreement, or interest therein, to which the City of St. Louis is a party or otherwise obligated to perform, by any other obligated party.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. No contract, lease or other agreement, or interest therein, to which the City is a party shall be assigned or otherwise transferred by any other party to such contract, lease or agreement without the prior consent from the appropriate approving authority of the City of St. Louis in the manner described in Section Two of this ordinance.

SECTION TWO. In cases where an assignment or other transfer of a contract, lease or other agreement, or interest therein, is proposed ("Proposed Assignment"), the Proposed Assignment must be approved by the same approving authority for the City of St. Louis as required for the approval of the original contract, lease or other agreement.

SECTION THREE. In considering a Proposed Assignment, the appropriate approving authority for the City of St. Louis shall base it's decision upon whether the best interests of the City and the City's residents would be served by the Proposed Assignment.

SECTION FOUR. In the event a party to a contract, lease, or other agreement, to which the City is also a party, assigns or transfers said party's interest in said contract, lease, or other agreement in violation of the terms of this ordinance, then the City shall be entitled, at its discretion, to declare said contract, lease, or other agreement null and void. Failure of the City to exercise its discretion to declare a contract, lease or other agreement null and void after it is assigned or transferred in violation of this ordinance shall not constitute a waiver by the City of its right to subsequently declare said contract, lease or other agreement null and void.

SECTION FIVE. The terms, requirements and proscriptions of this ordinance shall apply to all contracts, leases and other agreements, or interests therein, existing at the time this ordinance is enacted or anytime thereafter. However, nothing in this ordinance shall modify the express terms of any contract, lease or other agreement already existing at the time this ordinance is enacted which provide a specific procedure for assignment or transfer. For purposes of this ordinance, general references to successors or assigns in an existing contract, lease or other agreement shall not be construed to create a right to assign or transfer unless any such contract, lease or other agreement also contains specific procedures and terms governing how such assignments or transfers may occur.

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
02/02/96	02/02/96	LEG	02/22/96	
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
02/23/96			03/01/96	03/08/96
ORDINANCE	VETOED		VETO OVR	
63687				